

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ALEX D'ANGELO, Individually and On Behalf of  
All Others Similarly Situated,

Plaintiff,

vs.

MUNICIPAL MORTGAGE & EQUITY, LLC,  
MICHAEL L. FALCONE, WILLIAM S.  
HARRISON, EARL W. COLE, III, MARK K.  
JOSEPH, MELANIE M. LUNDQUIST, GARY A.  
MENTESANA, CHARLES M. PINCKNEY  
ROBERT J. BANKS, CHARLES C. BAUM,  
RICHARD O. BERNDT, EDDIE C. BROWN,  
ROBERT S. HILLMAN, DOUGLAS A.  
McGREGOR, ARTHUR MEHLMAN and FRED  
N. PRATT, JR.,

Defendants.

DOCKET NO. 08-cv-1331

CLASS ACTION COMPLAINT

**JURY TRIAL DEMANDED**

**NOTICE OF VOLUNTARY DISMISSAL**

Plaintiffs file this notice of dismissal as to all Defendants, pursuant to F.R.C.P. 41. No adverse party has filed an answer or motion for summary judgment. Please mark the dismissal without prejudice.

Dated: May 21, 2008

**BRODSKY & SMITH, LLC**

By: s/ Evan J. Smith, Esquire  
Evan J. Smith, Esquire (ES 3254)  
240 Mineola Boulevard  
Mineola, NY 11501  
(516) 741-4977  
(516) 741-0626 (facsimile)

**SCHIFFRIN BARROWAY  
TOPAZ & KESSLER LLP**

Richard A. Maniskas, Esquire  
Seamus Kaskela, Esquire  
280 King of Prussia Road  
Radnor, PA 19087  
(610) 667-7706  
(610) 667-7056

*Attorneys for Plaintiffs*

**PROOF OF MAILING**

I, Evan J. Smith, Esquire, hereby certify that I filed this document in accordance with the local rules regarding electronic filing on this 21<sup>st</sup> day of May, 2008 and that all counsel shall receive true and correct copies of this document through the ECF system.

Dated: May 21, 2008

/s/ Evan J. Smith, Esquire